

MAY 17 2006



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Date & Time Faxed: Wednesday, May 17, 2006 4:57:02 PM

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MAY 17 2006

I hereby certify that this correspondence is being transmitted by facsimile transmission on the date set forth below to Fax. No. 1-571-273-8300.

Date of Signature

and Deposit: 5/17/06
Jessica L. Corrigan**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/021,622
Applicant(s) : Paul F. Laeseke *et al.*
Filed : December 12, 2001
Title : Cauterizing Biopsy System
TC/A.U. : 3736
Examiner : Charles A. Marmor, II
Docket No.: 960296.98636

Response to Office Communication

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sirs:

Pursuant to the notice dated May 9, 2006, the Applicants enclose herewith a copy of the Fee Transmittal filed in the above-referenced application authorizing charges of any additional fees during the pendency of this application to deposit account 17-0055. Pursuant to this authorization, the fees due in the present case for filing an appeal brief and any associated extension should have been charged to the referenced deposit account.

Therefore, the Applicants respectfully request that the requirement for additional extension fees be withdrawn. No additional fees should be required. If any additional fees are necessary, authorization to charge these fees to the referenced deposit account has already been provided, and there is no need for any further authorization.

In sum: the \$250 fee for filing an appeal brief should have been charged against the deposit account when the Appeal Brief was filed in January. No extension fee was then

QBMKE5898677.1

necessary, or is now necessary. The \$60 fee that was charged against the account was erroneous and should be withdrawn.

Thanks for your assistance. Please contact the undersigned if there are any additional questions.

Respectfully submitted,

Paul F. Laeseke, *et al.*

Dated: May 17, 2006

By: 

Terri S. Flynn
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Express Mail Label No.

PTO/SB/17 (11-01)

Approved for use through 10/31/2002. OMB 0651-0032
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**FEE TRANSMITTAL
for FY 2002**

Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$)**130.00****Complete If Known**

Application Number	10/021,622
Filing Date	December 12, 2001
First Named Inventor	Paul F. Laeseke
Examiner Name	
Group Art Unit	
Attorney Docket No.	960296.98636

METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:

Deposit Account Number: 17-0055

Deposit Account Name: Quarles & Brady LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) during the pendency of this application☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
101 740	201 370	Utility filing fee	
106 330	206 165	Design filing fee	
107 510	207 255	Plant filing fee	
108 740	208 370	Reissue filing fee	
114 160	214 80	Provisional filing fee	

SUBTOTAL (1) (\$)**0.00****2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	-0.00
Multiple Dependent	-3** =	X	-0.00

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
103 18	203 9	Claims in excess of 20
102 84	202 42	Independent claims in excess of 3
104 280	204 140	Multiple dependent claim, if not paid
109 84	209 42	** Reissue independent claims over original patent
110 18	210 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)**0.00**

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
105 130	205 65	Surcharge - late filing fee or oath	130.00
127 50	227 25	Surcharge - late provisional filing fee or cover sheet	
139 130	139 130	Non-English specification	
147 2,520	147 2,520	For filing a request for ex parte reexamination	
112 920*	112 920*	Requesting publication of SIR prior to Examiner action	
113 1,840*	113 1,840*	Requesting publication of SIR after Examiner action	
115 110	215 55	Extension for reply within first month	
116 400	216 200	Extension for reply within second month	
117 920	217 460	Extension for reply within third month	
118 1,440	218 720	Extension for reply within fourth month	
128 1,960	228 980	Extension for reply within fifth month	
119 320	219 160	Notice of Appeal	
120 320	220 160	Filing a brief in support of an appeal	
121 280	221 140	Request for oral hearing	
138 1,510	138 1,510	Petition to institute a public use proceeding	
140 110	240 55	Petition to revive - unavoidable	
141 1,280	241 640	Petition to revive - unintentional	
142 1,280	242 640	Utility issue fee (or reissue)	
143 460	243 230	Design issue fee	
144 620	244 310	Plant issue fee	
122 130	122 130	Petitions to the Commissioner	
123 50	123 50	Processing fee under 37 CFR 1.17(q)	
126 180	126 180	Submission of Information Disclosure Stmt	
581 40	581 40	Recording each patent assignment per property (times number of properties)	
146 740	246 370	Filing a submission after final rejection (37 CFR § 1.129(a))	
149 740	249 370	For each additional invention to be examined (37 CFR § 1.129(b))	
179 740	279 370	Request for Continued Examination (RCE)	
169 900	169 900	Request for expedited examination of a design application	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)**130.00****SUBMITTED BY**

Name (Print/Type) Keith M. Baxter

Signature

Registration No. (Attorney/Agent)

31,233

Complete (if applicable)

Telephone

414.277.5719

Date

March 4, 2002

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